



## **TENNESSEE ALCOHOLIC BEVERAGE COMMISSION**

### **AGENDA**

**THURSDAY, SEPTEMBER 27, 2018**

**10:00 a.m.**

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#### **1. REVIEW/APPROVAL OF THE AUGUST 23, 2018, COMMISSION MEETING MINUTES**

#### **2. RETAIL MATTERS**

##### **1. RICHLAND WINE AND SPIRITS DAYTON, TENNESSEE (RHEA COUNTY)**

Applicant: Titan Management Inc.  
Shareholder: John Richard Vaughn, 100%

Date of application: 01/08/2018

Location: 260 16<sup>th</sup> Avenue, Suite, 138, Dayton, TN 37321

This retail package store application was continued from the January 2018 meeting due to ongoing litigation at the local level and the lack of a certificate of compliance. On June 8<sup>th</sup> an order was entered dismissing the lawsuit. Additionally, the application for certificate of compliance submitted to the city in 2017 has neither been granted nor denied. Pursuant to Tenn. Code Ann. § 57-3-208(e), " [a] failure on the part of the issuing authority to grant or deny the certificate within sixty (60) days of the written application for such shall be deemed a granting of the certificate." The TABC staff is satisfied that all issues preventing action on the application are now resolved and staff recommends conditional approval of the license subject to receipt of the following items:

- a. certificate of occupancy
- b. TABC inspection which includes an acknowledgment of rules & regulations
- c. license fee
- d. responsible vendor certification

##### **2. TANA LIQUOR MEMPHIS, TENNESSEE (SHELBY COUNTY)**

Applicant: BGSS Investments Inc. d/b/a Tana Liquor

Current licensee: Tana Investments Inc. (John Shikhule, 100%) d/b/a Tana Liquors (RTLRRPS-SHE-1811230)



Proposed licensee: BGSS Investments Inc. d/b/a Tana Liquor

Before the Commission is a request for approval of a retail package store licensee to be located at 798 Poplar Avenue, Memphis, TN 38105. The applicant is acquiring the package store from the current owner<sup>1</sup> operating at this location. The applicant will lease the premises from lessor Crossroads Property Management LLC. The TABC staff recommends conditional approval of the request subject to receipt of the following items:

- a. license fee

**3. QUEEN CITY LIQUORS INC.  
CLARKSVILLE, TENNESSEE (MONTGOMERY COUNTY)**

Applicant: Queen City Liquors Inc. (Rajan Daswani, 100%)

Current location: 1232 Tylertown Rd., Clarksville, TN 37040

Proposed location: 101 Profit Drive, Suite A, Clarksville, TN 37040

The retail package store licensee (RTLPS-MTG-1817538) currently doing business at 1232 Tylertown Rd., Clarksville, TN 37040 is requesting approval to transfer its location to 101 Profit Dr., Ste. A, Clarksville, TN 37040. The TABC staff recommends conditional approval of the request subject to receipt of the following item(s):

- a. certificate of occupancy

**4. WEST END LIQUORS  
DICKSON, TENNESSEE (DICKSON COUNTY)**

Applicant: WestSide, LLC

Member(s): Richard Sadler (50%) & Tracey Patterson (50%)

Current licensee: Mahendra Patel d/b/a West End Liquors (no. 3635)

Proposed licensee: WestSide, LLC, d/b/a West End Liquors

Before the Commission is a request for approval of a retail package store licensee to operate at 2025 Highway 70 West, Dickson, TN. The applicant is acquiring the business from Mahendra Patel, the current licensee at that

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<sup>1</sup> In accordance with Tennessee law, sellers are to transfer title and possession of the liquor inventory to the applicant via TABC licensed wholesalers' involvement.



location.<sup>2</sup> Mahendra Patel also owns the real property where the store is located and is leasing the premises to the applicant. The TABC staff recommends conditional approval of this request subject to receipt of the following items:

- a. agent report
- b. license fee

**5. HOLIDAY CIGARS & SPIRITS (License No. 4138)  
FRANKLIN, TENNESSEE (WILLIAMSON COUNTY)**

Applicant:	Holbev, LLC	
Member(s):	<u>Before</u>	<u>After</u>
	Alpesh Patel, 100%	Alpa Patel, 100%

The retail package store licensee operating at 108 N. Royal Oaks Blvd., Franklin, TN 37067 is requesting approval of a change in LLC members. Alpesh Patel passed away in 2017 and his spouse will now be the sole member in the LLC. The TABC staff recommends approval of the ownership change.

**6. WHISKERS WINE & SPIRITS  
MEMPHIS, TENNESSEE (SHELBY COUNTY)**

Applicant:	Top Liquor Store Inc.
Shareholder(s):	Satnam Virk, 100%
Current licensee:	Glenco Enterprises Inc. d/b/a Whiskers Wine and Spirits (license no. 3577)
Proposed licensee:	Top Liquor Store Inc. d/b/a Whiskers Wine & Spirits

Before the Commission is a request for approval of a retail package store licensee to be located at 1323 N. Germantown Pkwy., Memphis, TN 38106. The applicant is acquiring the package store from the existing owner<sup>3</sup> and will lease the premises from Chow Investment Company. The TABC staff recommends conditional approval of the request subject to receipt of the following items:

- a. TABC inspection which includes an acknowledgment of TABC rules & regulations

<sup>2</sup> In accordance with Tennessee law, sellers are to transfer title and possession of the liquor inventory to the applicant via TABC licensed wholesalers' involvement.

<sup>3</sup> In accordance with Tennessee law, sellers are to transfer title and possession of the liquor inventory to the applicant via TABC licensed wholesalers' involvement.



b. license fee

**7. RIVERSIDE WINE & SPIRITS WAREHOUSE  
CHATTANOOGA, TENNESSEE (HAMILTON COUNTY)**

Applicant: Gamgee Enterprises, Inc.

Shareholder(s):	<u>Before (%)</u>	<u>After (%)</u>
	Chris Bratcher, 100	Phillip Camden Turner, 100

Before the Commission is a request for approval of a change in shareholders in Gamgee Enterprises Inc., the package store licensee doing business at 600 Manufacturers Rd., Chattanooga, TN 37405. If approved, Phillip Camden Turner will become the 100% owner of the corporation. The TABC staff recommends approval of the request.

**8. MUDDY WATERS THREE WINE & SPIRITS  
SWEETWATER, TENNESSEE (MONROE COUNTY)**

Applicant: Muddy Waters Three Wine & Spirits LLC  
Member(s): Candice Beck,<sup>4</sup> 100%

Current licensee: 68 Wine and Spirits LLC d/b/a 68 Wine & Spirits (no. 3810)<sup>5</sup>

Proposed licensee: Muddy Waters Three Wine and Spirits, LLC d/b/a Muddy Waters Three Wine and Spirits

Before the Commission is a request for approval of a retail package store licensee to be located at 1451 Murrays Chapel Rd., Sweetwater, TN 37874. The applicant is acquiring the package store from the current licensee<sup>6</sup> located at 660 Hwy. 68 in Sweetwater, TN but will operate at a different location. The applicant will lease the premises from C. Jason Cordell & Dianna Cordell. The TABC staff recommends conditional approval of the request subject to receipt of the following items:

<sup>4</sup> Candice Beck is also an owner of Muddy Waters Two Wine & Spirits, LLC, d/b/a Muddy Waters Two Wine & Spirits (no. 4043) located at 2622 Decatur Pike, Athens, TN 37303.

<sup>5</sup> 68 Wine and Spirits LLC operates at 660 Highway 68, Sweetwater, TN 37874.

<sup>6</sup> In accordance with Tennessee law, sellers are to transfer title and possession of the liquor inventory to the applicant via TABC licensed wholesalers' involvement.



- a. certificate of occupancy
- b. inspection which includes an acknowledgment of TABC rules & regulations
- c. license fee

### **3. WINERY MATTERS**

#### **PARIS WINERY (LICENSE NO. W-53) PARIS, TENNESSEE (HENRY COUNTY)**

Applicant: Paris Winery Inc.  
Shareholder(s): Roger Ciarrocchi (50%) & Lisa Ciarrocchi (50%)

Current location: 2982 Harvey Bowden Road, Paris, TN 38242  
Proposed location: 701 E. Spring St., Cookeville, TN 38501

Winery licensee W-53 is requesting approval to relocate the winery from 2982 Harvey Bowden Road, Paris, TN 38242 to 701 E. Spring St., Cookeville, TN 38501. The applicant will lease the premises of the new location from landlord, Redus Family Limited Partnership. The TABC staff recommends approval of the request subject to receipt of the following items:

- a. TABC inspection which includes an acknowledgment of rules & regulations

### **4. WHOLESALE MATTERS**

#### **TAP 26 LLC MADISON, TENNESSEE (DAVIDSON COUNTY)**

Applicant: Tap 26 LLC  
Member(s): Jon Linvet

Before the Commission is a request for approval of a new wholesale licensee to be located at 1228 Northgate Business Pkwy., Unit 4, Madison, TN 37115. The owner is leasing approximately 1,000 square feet of space from landlord, Jim Crossman Realty. The TABC staff recommends conditional approval of the request subject to receipt of the following items:

- a. agent report
- b. Inspection which includes an acknowledgment of rules & regulations
- c. license fee
- d. address correction on TDOR documents



## 5. DISTILLERY/BREWERY MATTERS

### 1. WISEACRE BREWING COMPANY (No. 101) MEMPHIS, TENNESSEE (SHELBY COUNTY)

Applicant:	Wiseacre, LLC	
Member(s):	<u>Before (%)</u>	<u>After (%)</u>
	Frank Smith, 33.3	Frank Smith, 25.255
	Kellan Bartosch, 33.3	Kellan Bartosch, 25.255
	Davin Bartosch, 33.3	Davin Bartosch, 27.67
		WIF Wiseacre Investment Trust, 21.82

Manufacturer licensee no. 101 doing business at 2783 Broad, Memphis, TN 38112 is requesting approval to add WIF Wiseacre Investment Trust as an LLC member. Bradley Snider will serve as the Trustee. The TABC staff recommends approval of the change.

### 2. GLADIATOR BREWING CO. CLARKSVILLE, TENNESSEE (MONTGOMERY COUNTY)

Applicant: Pradke & Company, LLC  
Member(s): James Pradke, 100%

Before the Commission is a request for approval of a manufacturer's license at 1050 International Blvd., Ste. B, Clarksville, TN 37040. The applicant will lease the premises from landlord Matt Lasater Construction LLC. The TABC staff recommends conditional approval of the request subject to receipt of the following items:

- a. license fee
- b. agent report

### 3. OLE SMOKY DISTILLERY NASHVILLE, TENNESSEE (DAVIDSON COUNTY)

Applicant: Ole Smoky Distillery, LLC  
Member(s): Ole Smoky HoldCo, LLC,<sup>7</sup> 100%

<sup>7</sup> Ole Smoky HoldCo, LLC: Centerview OS, LLC (55%), Joe Baker (31%), John Cory Cottongim (7.875%), and Tony Breeden (6.125%). The owners of Centerview OS, LLC are: Centerview Capital, L.P. (95.7%) and Centerview Employees, L.P. (4.3%). The primary officer/director of Centerview OS LLC is Brian Ratzan.



Before the Commission is a request for approval of manufacturer to be located at 416 S. 7<sup>th</sup> Ave., Nashville, TN 37203. This would be the fifth manufacturer's license for Ole Smoky Distillery, LLC.<sup>8</sup> The TABC staff recommends conditional approval of the request subject to receipt of the following items:

- a. agent report
- b. certificate of occupancy
- c. TABC inspection which includes an acknowledgment of rules & regulations
- d. license fee

**4. 34 NORTH COCKTAIL CO.  
NOLENSVILLE, TENNESSEE (WILLIAMSON COUNTY)**

Applicant: Wheeler's Raid Distillery, LLC

Member(s): Ryan Joel Thomas, 50%

The Amico Irrevocable Trust (Lorraine Ann Mineo, Trustee), 50%

Before the Commission is a request for approval of a new manufacturer to be located at 2007 Johnson Industrial Boulevard, Building C, Nolensville, TN 37135. The applicant will lease the premises from landlord, Hemrick Family Limited Partnership. The TABC staff recommends conditional approval of the request subject to receipt of the following items:

- a. TABC inspection which includes an acknowledgments of rules & regulations
- b. agent report
- c. license fee

**6. MISCELLANEOUS**

**CONSIDERATION OF UPDATED RULES**

In September 2017, the Commission adopted proposed rule amendments to chapters 0100-01, 0100-03, and 0100-06. Based on review and feedback from the Attorney General's office, staff has updated the proposed rules by updating the statutory authority citations. Additionally, staff has removed provisions related to delivery service licensees in chapter 0100-03 as a result of legislation passed during the 2018 session of the Tennessee General Assembly.

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<sup>8</sup> Ole Smoky's existing licenses include the following: license no. 8 at 903 Parkway, Gatlinburg, TN 37738; license no. 131 at 650 Parkway, Gatlinburg, TN 37738; license no. 113 at 131 the Island, Pigeon Forge, TN 37863; and license no. 18 at 2470 East Parkway, Pittman Center, TN 37738. Ole Smoky also has a non-contiguous storage warehouse at 611 Chelan Way, Sevierville, TN 37876.



To view the proposed rules, please visit this link:  
[https://www.tn.gov/content/dam/tn/abc-documents/abc-documents/Anticipated%20Rules\\_Version%20B\\_Updated%20September%202018.pdf](https://www.tn.gov/content/dam/tn/abc-documents/abc-documents/Anticipated%20Rules_Version%20B_Updated%20September%202018.pdf).

**7. NEXT MEETING –** Tuesday, October 23, 2018, at 10:00 a.m.

**8. UPCOMING MEETINGS**

- October 23rd (Tuesday) 2018, at 10:00 AM CST
- November 15th (Thursday) 2018, at 10:00 AM CST
- December 18th (Tuesday) 2018, at 10.00 AM CST